

EXHIBIT E



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Inter Partes Reexamination Filing Data - September 30, 2007

1. Total requests filed since start of *inter partes* reexam on 11/29/99 308¹
2. Number of filings by discipline

| | | |
|-------------------------|-----|-----|
| a. Chemical Operation | 76 | 25% |
| b. Electrical Operation | 114 | 37% |
| c. Mechanical Operation | 118 | 38% |
3. Annual Reexam Filings

| <u>Fiscal Yr.</u> | <u>No.</u> | <u>Fiscal Yr.</u> | <u>No.</u> | <u>Fiscal Yr.</u> | <u>No.</u> | <u>Fiscal Yr.</u> | <u>No.</u> |
|-------------------|------------|-------------------|------------|-------------------|------------|-------------------|------------|
| 2000 | 0 | 2002 | 4 | 2004 | 27 | 2006 | 70 |
| 2001 | 1 | 2003 | 21 | 2005 | 59 | 2007 | 126 |
4. Number known to be in litigation.....155.....50%
5. Decisions on requests 272
 - a. No. granted 261 96%
 - (1) By examiner 261
 - (2) By Director (on petition) 0
 - b. No. not granted 11 4%
 - (1) By examiner 8
 - (2) Reexam vacated 3
6. Overall reexamination pendency (Filing date to certificate issue date)
 - a. Average pendency 28.6 (mos.)
 - b. Median pendency 29.7 (mos.)
7. Total *inter partes* reexamination certificates issued (1999 - present) 11.
 - a. Certificates with all claims confirmed 1 9%
 - b. Certificates with all claims canceled 9 82%
 - c. Certificates with claims changes 1 9%

¹Of the requests received in FY 2007, 3 requests have not yet been accorded a filing date, and preprocessing of one request was terminated, for failure to comply with the requirements of 37 CFR 1.915. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).